12 - When Recorded Return to:

. R.O. ANDERSON ENGINEERING, INC.

P.O. Box 2322

Minden, NV 89423

OFFICE OF THE STATE ENGINEER

REGARDING PERMIT NUMBERS: 49419, 49420 & 49421

AFFIDAVIT OF WITHDRAWAL OF WATER RIGHT IN FAVOR OF USE OF WATER FOR DOMESTIC WELLS CREATED BY SUBDIVISION OR PARCELING OF LAND

State of Nevada) : SS
County of Douglas)

- I, Chris H. Gansberg, Jr. and Faye H. Gansberg, do hereby swear under penalty of perjury that the assertions of this affidavit are true.
- I am the owner-of-record of a portion of Permits 49419,
 49420 and 49421 as indicated in the records of the Nevada State
 Engineer.
- 2. I hereby withdraw an amount of water equivalent to:
 32.32 acre feet annually from the water appropriated under
 Permits 49419, 49420 and 49421. The water right or portion of
 water right withdrawn was appurtenant to the land more
 particularly described as follows: a portion of the SMSEM of
 Section 26, T.13N., R.20E., MDB&M, Douglas County, Nevada.
- 3. This withdrawal of the water right or portion of the water right is for the purpose of having sufficient water available to supply the domestic wells of homes located at the place described

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A.P.N. 19-320-10

1230-47 147 below and reflected on the attached map: within portions of the NEWSEW and SEWSEW Section 36, T.12N., R.19E. and portions of the SWW of Section 31, T.12N., R.20E, M.D.M. all within Douglas County, Nevada.

- 4. I understand that this withdrawal of a portion of Permit 49419, 49420 and 49421 must be approved by the Nevada State Engineer in order for this withdrawal to become effective and enforceable.
- 5. I understand this withdrawal shall become effective upon the date approved by the State Engineer. However, if a final subdivision or parcel map is not recorde in the office of the county recorder of the county wherein the land division is located within 18 months after the State Engineer's approval the base right holder may petition the State Engineer to void this withdrawal on the basis that all proceedings concerning the division of land have been terminated.
- 6. I understand once this water right or portion thereof is withdrawn based on the recordation of a final subdivision map recorded in the office of the county recorder of the county wherein the land division is located, as provided in NRS 278.380 (1993). Or in the case of a final parcel map as provided in NRS 278.4725 (1993), the process cannot be reversed nor can I claim the water withdrawn as a water right.

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- 7. Upon approval of this withdrawal by the State Engineer, I shall record this Affidavit of Withdrawal in the office of the county recorder of the county in which the final subdivision or parcel map is recorded. I shall also record this Affidavit of Withdrawal in the office of the county in which the old place of use was located, if it is not the same county.
- 8. I shall provide the State Engineer with a certified copy of the recorded Affidavit of Withdrawal within thirty (30) days of recording the Affidavit with the county recorder.

DATED: This 16th day of September, 1997.

Signature

Chris H. Gansberg, Jr.

Address for giving notices:

Signature

Paye H. Gansberg

2277 Foothill Road Markleeville, CA 96120

(916) 694-2268

Subscribed and sworn to before me

this 16th day September, 197

Joile McDuffee
Notery Public - Horeits
Douglas County
92-4270-8
Ny Agenture Eighte Mark 15, 201

NOTARY PUBLIC

APPROVED: This 18 day of September

Mulark

SEAL

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PARTMENT CHANNEAT

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FINAL SUBDIVISION MAP FSM #2012

ESTATES GANSBERG

PORTIONS OF THE SW1/4 OF SECTION 31, T.12N., R.20E., M.D.M. NESE AND SESE SECTION 36, T.12N., R19E., M.D.M. AND LOCATED WITHIN PORTIONS OF THE DOUGLAS COUNTY, NEVADA

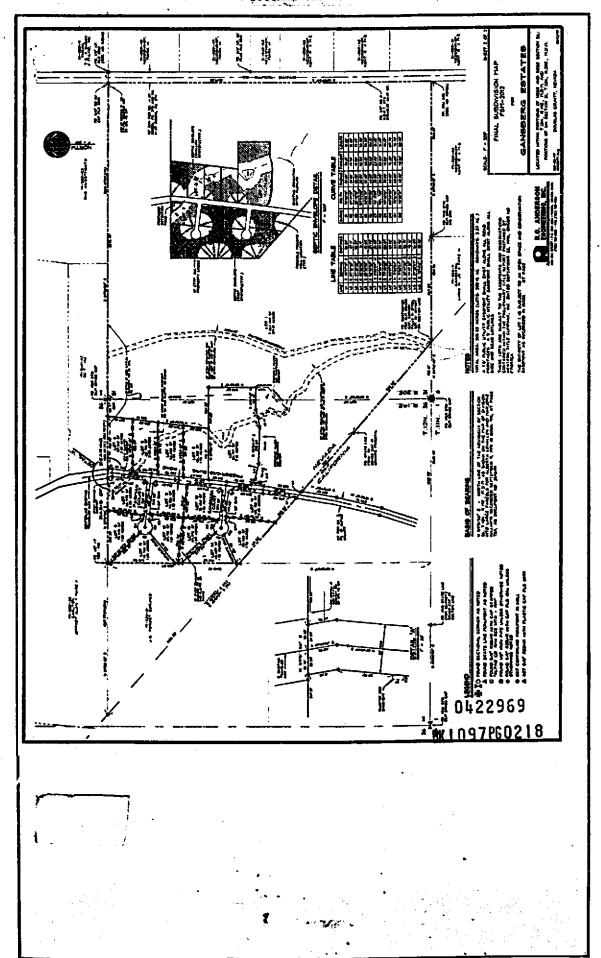
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RECORDERY CERTIFICATE

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policy Court

MacFicial RECORDS of DOUGLAS CO. NE VADA

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LINDA SLATER
RECORDER
12 PAID LEPUTY

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CERTIFIED COPY

The foregoing instrument is a full, true, and correct copy of the original on file in the Office of the County Recorder of Douglas County, State of Nevada.

Witnessed my hand this 2300 day of

... Deputy Recorder

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